

88-21
BILL NO. _____

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 88-21

Introduced by Council President Hardwicke at the request
of the County Executive

Legislative Day No. 88-14 Date May 10, 1988

AN EMERGENCY ACT to repeal and re-enact, with amendments, Section 267-4, heading, Definitions, of Part 1, heading, Standards, of Article I, heading, General Provisions, of Chapter 267, heading, Zoning, of the Harford County Code, as amended; to provide for terms and definitions relating to critical areas in the County.

By the Council, May 10, 1988

Introduced, read first time, ordered posted and public hearing scheduled

on: June 9, 1988

at: 7:00 P.M.

By Order: Doris Poulsen, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on June 9, 1988

and concluded on June 9, 1988
Doris Poulsen, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

88-21
BILL NO. _____

1 Section 1. Be It Enacted By The County Council of Harford County,
2 Maryland, that Section 267-4, heading, Definitions, of Article I,
3 heading, General Provisions, of Part 1, heading, Standards, of
4 Chapter 267, heading, Zoning, of the Harford County Code, as
5 amended, be, and it is hereby repealed and re-enacted, with
6 amendments, all to read as follows:

7 Chapter 267. Zoning.

8 Part 1. Standards.

9 Article I. General Provisions.

10 Section 267-4. Definitions.

11 For Purposes of this Part 1, the following words and phrases
12 shall have the meanings provided below:

13 ACCESSORY STRUCTURE OR USE. A STRUCTURE OR USE OF LAND, OR
14 PORTION THEREOF, CUSTOMARILY INCIDENTAL AND SUBORDINATE TO THE
15 PRINCIPAL USE OF THE LAND OR BUILDING AND LOCATED ON THE SAME LOT
16 OR PARCEL OF LAND WITH SUCH PRINCIPAL USE.

17 AFFORESTATION. THE ESTABLISHMENT OF TREE COVER IN AN AREA
18 FROM WHICH IT HAS ALWAYS OR FOR AT LEAST TWENTY (20) YEARS BEEN
19 ABSENT, OR THE PLANTING OF OPEN AREAS WHICH ARE NOT PRESENTLY IN
20 FOREST COVER.

21 AGRICULTURE. ALL METHODS OF PRODUCTION AND MANAGEMENT OF
22 LIVESTOCK, CROPS, VEGETATION, AND SOIL. THIS INCLUDES, BUT IS NOT
23 LIMITED TO, THE RELATED ACTIVITIES OF TILLAGE, FERTILIZATION, PEST
24 CONTROL, HARVESTING, AND MARKETING. IT ALSO INCLUDES, BUT IS NOT
25 LIMITED TO, THE ACTIVITIES OF FEEDING, HOUSING, AND MAINTAINING OF
26 ANIMALS SUCH AS CATTLE, DAIRY COWS, SHEEP, GOATS, HOGS, HORSES,
27 AND POULTRY AND HANDLING THEIR BY-PRODUCTS.

28 ANADROMOUS FISH PROPAGATION WATERS. THOSE STREAMS THAT ARE
29 TRIBUTARY TO THE CHESAPEAKE BAY WHERE SPAWNING OF ANADROMOUS
30 SPECIES OF FISH (E.G., ROCKFISH, YELLOW PERCH, WHITE PERCH, SHAD,
31
32

1 AND RIVER HERRING) OCCURS OR HAS OCCURRED. THE GEOGRAPHIC
2 LOCATION OF SUCH STREAMS HAS BEEN IDENTIFIED BY THE TIDEWATER
3 ADMINISTRATION, MARYLAND DEPARTMENT OF NATURAL RESOURCES.

4 BEST MANAGEMENT PRACTICES (BMP'S). CONSERVATION PRACTICES OR
5 SYSTEMS OF PRACTICES AND MANAGEMENT MEASURES THAT CONTROL SOIL
6 LOSS AND REDUCE WATER QUALITY DEGRADATION CAUSED BY NUTRIENTS,
7 ANIMAL WASTE, TOXICS, AND SEDIMENT.

8 BUFFER. LAND AREA LEFT IN ITS NATURAL STATE OR WHICH IS
9 VEGETATED AND MANAGED TO PROTECT SIGNIFICANT/SPECIAL NATURAL
10 FEATURES FROM THE ADVERSE IMPACTS OF ADJACENT LAND USES OR
11 DEVELOPMENT.

12 CLEARCUTTING. THE REMOVAL OF THE ENTIRE STAND OF TREES IN
13 ONE CUTTING WITH SUBSEQUENT REFORESTATION OBTAINED BY NATURAL
14 SEEDING FROM ADJACENT STANDS OR FROM TREES THAT WERE CUT, FROM
15 ADVANCED REGENERATION OR STUMP SPROUTS, OR FROM PLANTING OF SEEDS
16 OR SEEDLINGS BY MAN.

17 CLUSTER DEVELOPMENT. A RESIDENTIAL DEVELOPMENT IN WHICH
18 DWELLING UNITS ARE CONCENTRATED IN A SELECTED AREA OR SELECTED
19 AREAS OF THE DEVELOPMENT TRACT SO AS TO PROVIDE NATURAL HABITAT,
20 FOREST PRESERVATION OR OTHER PERMANENT OPEN SPACE USES ON THE
21 REMAINDER.

22 COLONIAL NESTING WATER BIRDS. HERONS, EGRETS, TERNS, AND/OR
23 GLOSSY IBIS, WHICH FOR PURPOSES OF NESTING, CONGREGATE (THAT IS,
24 "COLONIZE") IN RELATIVELY FEW AREAS, AT WHICH TIME THE REGIONAL
25 POPULATIONS OF THESE SPECIES ARE HIGHLY SUSCEPTIBLE TO LOCAL
26 DISTURBANCES.

27 COMMERCIAL HARVESTING. THE CUTTING AND REMOVAL OF TREES BY
28 COMPANIES OR PRIVATE INDIVIDUALS FOR ECONOMIC GAIN.

29 COMMUNITY PIERS. NON-COMMERCIAL BOAT DOCKING OR MOORING
30 FACILITIES THAT ARE OWNED BY AND OPERATED FOR THE BENEFIT OF THE
31 RESIDENTS OF A PLATTED RIPARIAN SUBDIVISION OR CONDOMINIUM,
32

1 APARTMENT, OR OTHER MULTIPLE-FAMILY DWELLING UNIT: THE TERM DOES
2 NOT INCLUDE INDIVIDUAL PRIVATE PIERS MAINTAINED BY RIPARIAN
3 LANDOWNERS.

4 CRITICAL AREA. ALL LANDS AND WATERS DESIGNATED ON THE
5 OVERLAY MAPS TO THE OFFICIAL ZONING MAP OF HARFORD COUNTY AS
6 INTENSELY DEVELOPED AREAS, LIMITED DEVELOPMENT AREAS, OR RESOURCE
7 CONSERVATION AREAS, PURSUANT TO MARYLAND ANNOTATED CODE, NATURAL
8 RESOURCES ARTICLE, SECTION 8-1807(c).

9 CRITICAL AREA BUFFER. A NATURALLY VEGETATED AREA OR
10 VEGETATED AREA ESTABLISHED OR MANAGED IN ACCORDANCE WITH COMAR
11 14.15.09 TO PROTECT AQUATIC, WETLAND, SHORELINE, AND TERRESTRIAL
12 ENVIRONMENTS FROM MAN-MADE DISTURBANCES.

13 DEVELOPMENT ACTIVITIES. THE CONSTRUCTION OR SUBSTANTIAL
14 ALTERATION OF RESIDENTIAL, COMMERCIAL, INDUSTRIAL, INSTITUTIONAL,
15 TRANSPORTATION, OR UTILITY FACILITIES OR STRUCTURES.

16 FORESTED AREA. A BIOLOGICAL COMMUNITY DOMINATED BY TREES AND
17 OTHER WOODY PLANTS COVERING A LAND AREA OF ONE (1) ACRE OR MORE.
18 THIS ALSO INCLUDES AREAS THAT HAVE BEEN CUT, BUT NOT CLEARED. IT
19 ALSO INCLUDES AREAS OF ONE (1) ACRE OR MORE IN SIZE THAT HAVE BEEN
20 DESIGNATED AS DEVELOPED WOODLANDS BECAUSE THEY PREDOMINANTLY
21 CONTAIN TREES AND NATURAL VEGETATION BUT ALSO CONTAIN RESIDENTIAL,
22 COMMERCIAL, OR INDUSTRIAL STRUCTURES AND USES. SUCH AREAS CAN
23 FURTHER BE CHARACTERIZED BY THE PRESENCE OF (i) AT LEAST FOUR
24 HUNDRED (400) SEEDLINGS PER ACRE WHICH ARE VIGOROUS, WELL
25 DISTRIBUTED THROUGHOUT AND FREE TO GROW, OR (ii) OF AT LEAST
26 TWENTY-FIVE PERCENT (25%) TREE CANOPY COVER.

27 FOREST INTERIOR DWELLING BIRDS. THE SPECIES OF BIRDS
28 IDENTIFIED BY THE MARYLAND FOREST, PARK AND WILDLIFE SERVICE WHICH
29 REQUIRE RELATIVELY LARGE FORESTED TRACTS IN ORDER TO BREED
30 SUCCESSFULLY SUCH AS VARIOUS SPECIES OF FLYCATCHERS, HAWKS, OWLS,
31 WARBLERS, VIREOS, AND WOODPECKERS.

1 HABITAT AREAS OF LOCAL SIGNIFICANCE. AREAS, WHOSE GEOGRAPHIC
2 LOCATION HAS BEEN MAPPED BY THE HARFORD COUNTY DEPARTMENT OF
3 PLANNING AND ZONING, THAT HAVE BEEN DETERMINED TO BE IMPORTANT TO
4 THE COUNTY BECAUSE THEY CONTAIN SPECIES UNCOMMON OR OF LIMITED
5 OCCURRENCE IN THE COUNTY OR BECAUSE THE SPECIES ARE FOUND IN
6 UNUSUALLY HIGH CONCENTRATION OR BECAUSE THEY CONTAIN AN UNUSUAL
7 DIVERSITY OF SPECIES.

8 HABITAT PROTECTION AREA. ANY EXISTING AREA OF OPEN WATER,
9 TIDAL OR NON-TIDAL WETLAND, STREAM OR RIVER CHANNEL, STREAM OR
10 RIVER BANK, OR UPLAND AREA OF ANY TYPE AND SIZE, INCLUDING A
11 REASONABLE PROTECTIVE AREA, WITHIN HARFORD COUNTY'S CHESAPEAKE BAY
12 CRITICAL AREA WHICH HAS BEEN DETERMINED TO BE OF SIGNIFICANT
13 NATURAL VALUE BECAUSE IT CONTAINS AT LEAST ONE OF THE FOLLOWING:

14 (a) A BUFFER AREA ADJACENT TO TIDAL WATERS, TIDAL WETLANDS,
15 OR TRIBUTARY STREAMS.

16 (b) NON-TIDAL WETLANDS.

17 (c) HABITAT OF A SPECIES OF PLANT OR ANIMAL LISTED BY STATE
18 OR FEDERAL AUTHORITIES AS ENDANGERED, THREATENED, OR IN NEED OF
19 CONSERVATION, OR A DESIGNATED NATURAL HERITAGE AREA.

20 (d) PLANT OR WILDLIFE HABITAT WHICH IS DETERMINED TO BE OF
21 LOCAL SIGNIFICANCE.

22 (e) FOREST INTERIOR-DWELLING BIRD HABITAT.

23 (f) COLONIAL WATER BIRD NESTING HABITAT.

24 (g) HABITAT FOR THE FEEDING, RESTING, OR GROUPING OF
25 WINTERING AND MIGRATING WATERFOWL SPECIES.

26 (h) ANADROMOUS FISH PROPAGATION WATERS.

27 HIGHLY ERODIBLE SOILS. SOILS WITH A K FACTOR OF .37 AND A
28 SLOPE GREATER THAN FIVE PERCENT (5%) OR SOILS WITH A K FACTOR OF
29 .32, A SLOPE GREATER THAN FIVE PERCENT (5%) AND A MUWATHEL FACTOR
30 OF 1, AS IDENTIFIED BY THE HARFORD COUNTY DEPARTMENT OF PLANNING
31 AND ZONING AND THE HARFORD COUNTY SOIL CONSERVATION DISTRICT.
32

1 HYDRIC SOILS. SOILS THAT ARE WET FREQUENTLY ENOUGH TO
2 PERIODICALLY PRODUCE ANAEROBIC CONDITIONS, THEREBY INFLUENCING THE
3 SPECIES COMPOSITION OR GROWTH, OR BOTH, OF PLANTS ON THOSE SOILS,
4 AS IDENTIFIED BY THE UNITED STATES DEPARTMENT OF AGRICULTURE SOIL
5 CONSERVATION SERVICE.

6 HYDROPHYTIC VEGETATION. THOSE PLANTS CITED IN "VASCULAR
7 PLANT SPECIES OCCURRING IN MARYLAND WETLANDS" (DAWSON AND BURKE,
8 1985) WHICH ARE DESCRIBED AS GROWING IN WATER OR ON A SUBSTRATE
9 THAT IS AT LEAST PERIODICALLY DEFICIENT IN OXYGEN AS A RESULT OF
10 EXCESSIVE WATER CONTENT (PLANTS TYPICALLY FOUND IN WATER
11 HABITATS).

12 IMPERVIOUS SURFACE. ANY SURFACE COVERED BY MATERIAL WHICH
13 PREVENTS THE INFILTRATION OF WATER.

14 INTENSELY DEVELOPED AREAS. THOSE AREAS WHERE RESIDENTIAL,
15 COMMERCIAL, INSTITUTIONAL, AND/OR INDUSTRIAL DEVELOPED LAND USES
16 PREDOMINATE, AND WHERE RELATIVELY LITTLE NATURAL HABITAT OCCURS.
17 SUCH AREAS ARE TO BE AT LEAST TWENTY (20) ACRES IN SIZE AND HAVE
18 AT LEAST ONE (1) OF THE FOLLOWING FEATURES:

19 (a) HOUSING DENSITY EQUAL TO OR GREATER THAN FOUR (4)
20 DWELLING UNITS PER ACRE.

21 (b) INDUSTRIAL, INSTITUTIONAL, OR COMMERCIAL USES ARE
22 CONCENTRATED IN THE AREA.

23 (c) PUBLIC SEWER AND WATER COLLECTION AND DISTRIBUTION
24 SYSTEMS ARE CURRENTLY SERVING THE AREA AND HOUSING DENSITY IS
25 GREATER THAN THREE (3) DWELLING UNITS PER ACRE.

26 LIMITED DEVELOPMENT AREAS. THOSE AREAS WHICH ARE CURRENTLY
27 DEVELOPED IN LOW OR MODERATE INTENSITY USES. THEY ALSO CONTAIN
28 AREAS OF NATURAL PLANT AND ANIMAL HABITATS, AND THE QUALITY OF
29 RUNOFF FROM THESE AREAS HAS NOT BEEN SUBSTANTIALLY ALTERED OR
30 IMPAIRED. THESE AREAS SHALL HAVE AT LEAST ONE (1) OF THE
31 FOLLOWING FEATURES:
32

1 (a) HOUSING DENSITY RANGING FROM ONE (1) DWELLING UNIT PER
2 FIVE (5) ACRES UP TO FOUR (4) DWELLING UNITS PER ACRE.

3 (b) AREAS NOT DOMINATED BY AGRICULTURE, WETLAND, FOREST,
4 BARREN LAND, SURFACE WATER, OR OPEN SPACE.

5 (c) AREAS HAVING PUBLIC SEWER OR PUBLIC WATER, OR BOTH.

6 (d) AREAS MEETING THE DEFINITION OF INTENSELY DEVELOPED
7 AREAS EXCEPT FOR BEING LESS THAN TWENTY (20) ACRES IN SIZE.

8 MARINA. ANY FACILITY FOR THE MOORING, BERTHING, STORING, OR
9 SECURING OF WATERCRAFT, BUT NOT INCLUDING COMMUNITY PIERS AND
10 OTHER NON-COMMERCIAL BOAT DOCKING AND STORAGE FACILITIES.

11 MEAN HIGH WATER LINE. THE AVERAGE LEVEL OF HIGH TIDES AT A
12 GIVEN LOCATION ALONG THE SHORELINE.

13 NATURAL HERITAGE AREA. AN AREA THAT HAS BEEN DESIGNATED BY
14 THE SECRETARY OF THE DEPARTMENT OF NATURAL RESOURCES IN ACCORDANCE
15 WITH COMAR 08.03.08 AS A NATURAL COMMUNITY WHICH MEETS THE
16 FOLLOWING CONDITION:

17 (i) CONTAINS ONE (1) OR MORE THREATENED OR ENDANGERED
18 SPECIES OR WILDLIFE SPECIES IN NEED OF CONSERVATION;

19 (ii) IS A UNIQUE BLEND OF GEOLOGICAL, HYDROLOGICAL,
20 CLIMATOLOGICAL, OR BIOLOGICAL FEATURES; AND

21 (iii) IS CONSIDERED TO BE AMONG THE BEST STATEWIDE EXAMPLES
22 OF ITS KIND.

23 NON-TIDAL WETLANDS. ALL PALUSTRINE AQUATIC BED, PALUSTRINE
24 EMERGENT, PALUSTRINE FORESTED AND PALUSTRINE SCRUB-SHRUB WETLANDS
25 AS DEFINED BY THE UNITED STATES FISH AND WILDLIFE SERVICE, EXCEPT
26 TIDAL WETLANDS REGULATED UNDER TITLE OF THE NATURAL RESOURCES
27 ARTICLE, ANNOTATED CODE OF MARYLAND. THESE NON-TIDAL WETLANDS ARE
28 LANDS WHERE THE WATER TABLE IS USUALLY AT OR NEAR THE SURFACE
29 (I.E., PERIODICALLY SATURATED), OR AREAS WHERE THE SUBSTRATE OR
30 SOIL IS COVERED BY SHALLOW WATER AT SOME TIME DURING THE GROWING
31 SEASON. THEY ARE FURTHER CHARACTERIZED BY ONE OR BOTH OF THE
32 FOLLOWING TWO ATTRIBUTES: (1) THE LAND SUPPORTS PREDOMINANTLY

1 OBLIGATE OR FACULATIVE-WET HYDROPHYTE PLANT SPECIES CITED IN THE
2 DEPARTMENT OF NATURAL RESOURCES PUBLICATION ENTITLED "VASCULAR
3 PLANT SPECIES OCCURRING IN MARYLAND WETLANDS"; OR (2) THE
4 SUBSTRATE IS PREDOMINATLY HYDRIC SOIL.

5 OFFSETS. STRUCTURES OR ACTIONS THAT COMPENSATE FOR
6 UNDESIRABLE IMPACTS.

7 OPEN SPACE. Any area of land or water set aside, dedicated,
8 designed or reserved for public or private use or enjoyment or for
9 the use and enjoyment of owners and occupants of land adjoining or
10 neighboring such "open space," OR FOR THE PRESERVATION OF
11 SIGNIFICANT/SPECIAL NATURAL FEATURES.

12 OVERLAY ZONE. ANY SPECIALLY MAPPED DISTRICT, INCLUDING THE
13 AGRICULTURAL LAND PRESERVATION DISTRICT, THE CHESAPEAKE BAY
14 CRITICAL AREA OVERLAY DISTRICT, FLOODPLAIN DISTRICT, HISTORIC
15 DISTRICT AND NATURAL RESOURCES DISTRICT WHICH ARE SUBJECT TO
16 SUPPLEMENTARY REGULATIONS OR REQUIREMENTS FOR DEVELOPMENT.

17 PALUSTRINE WETLANDS. ALL NON-TIDAL WETLANDS DOMINATED BY
18 TREES, SHRUBS, PERSISTENT EMERGENT PLANTS, OR EMERGENT MOSSES OR
19 LICHENS AND ALL SUCH WETLANDS THAT OCCUR IN TIDAL AREAS WHERE THE
20 SALINITY DUE TO OCEAN-DERIVED SALTS IS BELOW ONE-HALF PART PER
21 1,000 PARTS OF WATER.

22 PRIVATE HARVESTING. THE CUTTING AND REMOVAL OF TREES FOR
23 PERSONAL, NON-COMMERCIAL USE.

24 PROJECT APPROVAL. THE APPROVAL OF DEVELOPMENT ACTIVITIES,
25 OTHER THAN DEVELOPMENTS UNDERTAKEN BY A STATE OR LOCAL GOVERNMENT
26 AGENCY, IN THE CHESAPEAKE BAY CRITICAL AREA BY THE HARFORD COUNTY
27 DEPARTMENT OF PLANNING AND ZONING OR OTHER APPROVING AGENCY OF
28 HARFORD COUNTY. THE TERM INCLUDES APPROVAL OF SUBDIVISION PLANS,
29 PLATS AND SITE PLANS; MAPPING OF AREAS UNDER FLOATING ZONE OR
30 OVERLAY ZONE PROVISIONS; THE ISSUANCE OF VARIANCES, SPECIAL
31 EXCEPTIONS, CONDITIONAL USE PERMITS, AND THE ISSUANCE OF OTHER
32 ZONING-RELATED APPROVALS.

1 PUBLIC WATER-ORIENTED RECREATION. SHORE-DEPENDENT RECREATION
2 FACILITIES OR ACTIVITIES PROVIDED BY PUBLIC AGENCIES WHICH ARE
3 AVAILABLE TO THE GENERAL PUBLIC.

4 RECLAMATION. THE REASONABLE REHABILITATION OF DISTURBED LAND
5 FOR USEFUL PURPOSES, WHICH PROVIDES PROTECTION TO THE NATURAL
6 RESOURCES FOUND ON OR ADJACENT TO THE SITE, INCLUDING WATERBODIES.

7 REDEVELOPMENT. DEVELOPMENT ACTIVITY ON LAND THAT HAS ALREADY
8 BEEN DEVELOPED.

9 REFORESTATION. THE RE-ESTABLISHMENT OF FOREST COVER THROUGH
10 THE PLANTING OF SEEDLINGS, SMALL TREES OR SHRUBS OR THROUGH
11 NATURAL REGENERATION.

12 RESOURCE CONSERVATION AREAS. THOSE AREAS CHARACTERIZED BY
13 NATURE-DOMINATED ENVIRONMENTS (THAT IS, WETLANDS, FORESTS,
14 ABANDONED FIELDS) AND RESOURCE-UTILIZATION ACTIVITIES (THAT IS,
15 AGRICULTURE, FORESTRY, FISHERIES ACTIVITIES, OR AQUACULTURE).
16 SUCH AREAS SHALL HAVE AT LEAST ONE OF THE FOLLOWING FEATURES:

17 (a) DENSITY IS LESS THAN ONE DWELLING UNIT PER FIVE (5)
18 ACRES;

19 (b) DOMINANT LAND USE IS IN AGRICULTURE, WETLAND, FOREST,
20 BARREN LAND, SURFACE WATER, OR OPEN SPACE.

21 SELECTIVE CUTTING. THE REMOVAL OF SINGLE, SCATTERED, MATURE
22 TREES OR OTHER TREES FROM FORESTED AREAS BY PERIODIC CUTTING
23 OPERATIONS.

24 SIGNIFICANTLY ERODING AREAS. THOSE SHORELINE AREAS ERODING
25 TWO (2) FEET OR MORE PER YEAR.

26 SOILS WITH SIGNIFICANT DEVELOPMENT CONSTRAINTS. HIGHLY
27 ERODIBLE SOILS, HYDRIC SOILS LESS THAN FORTY THOUSAND (40,000)
28 SQUARE FEET IN EXTENT. SOILS WITH HYDRIC INCLUSIONS AND SOILS
29 WITH SEVERE SEPTIC CONSTRAINTS. SEE "TABLE 1 SOIL TYPES IN
30 HARFORD COUNTY CRITICAL AREA WITH DEVELOPMENT CONSTRAINTS,"
31 SECTION 267-41.1D.
32

1 THREATENED OR ENDANGERED SPECIES OR SPECIES IN NEED OF
2 CONSERVATION. A PLANT OR WILDLIFE SPECIES DESIGNATED BY THE STATE
3 DEPARTMENT OF NATURAL RESOURCES IN ACCORDANCE WITH COMAR 08.03.08
4 AS WORTHY OF PROTECTION BECAUSE OF ITS RARE OR UNUSUAL OCCURRENCE
5 IN THE STATE OF MARYLAND.

6 Tidal Wetlands. Any land bordering on or lying beneath tidal
7 waters, which is subject to regular or periodic tidal action and
8 supports aquatic growth, including but not limited to lands
9 identified as "tidal wetlands" on the [1972] MOST CURRENT
10 Department of Natural Resources Tidal Wetlands Boundaries Maps.

11 TRIBUTARY STREAMS. THOSE PERENNIAL AND INTERMITTENT STREAMS
12 AS MAPPED ON THE MOST RECENT UNITED STATES GEOLOGICAL SURVEY 7 1/2
13 MINUTE TOPOGRAPHIC QUADRANGLE MAPS (SCALE 1:24,000), THE HARFORD
14 COUNTY SOIL SURVEY, OR AS MAY BE IDENTIFIED THROUGH SITE
15 INSPECTION.

16 UTILITY TRANSMISSION FACILITIES. FIXED STRUCTURES THAT
17 CONVEY OR DISTRIBUTE RESOURCES, WASTES, OR BOTH, INCLUDING, BUT
18 NOT LIMITED TO, ELECTRIC LINES, WATER CONDUITS, AND SEWER LINES.

19 WASH PLANT. A FACILITY WHERE SAND AND GRAVEL IS WASHED
20 DURING PROCESSING.

21 WILDLIFE CORRIDOR. A STRIP OF LAND HAVING VEGETATION THAT
22 PROVIDES HABITAT AND A SAFE PASSAGEWAY FOR WILDLIFE ACROSS A SITE.

23 WATERFOWL STAGING AND CONCENTRATION AREA. AN AREA OF OPEN
24 WATER AND ADJACENT MARSHES WHERE WATERFOWL GATHER DURING MIGRATION
25 AND THROUGHOUT THE WINTER SEASON.

26 Section 2. And Be It Further Enacted that this act is hereby
27 declared to be an Emergency Act, necessary for the public health
28 safety, and welfare of the citizens of Harford County, and this
29 act shall take effect on the date it becomes law.

30 EFFECTIVE: June 24, 1988

31 *The Secretary of the Council does hereby*
32 *certify that fifteen (15) copies of the Bill*
are immediately available for distribution to
the public and the press.

Doris Poulsen, Secretary

88-21

BY THE COUNCIL

BILL NO. 88-21

Read the third time.

Passed LSD 88-19, June 14, 1988

Failed of Passage

By Order

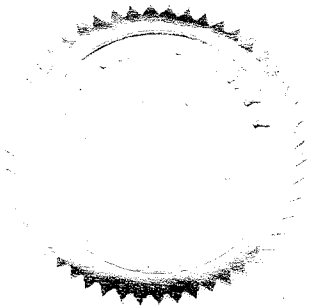
Doris Poulsen, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 15th day of June, 198
at 3:00 o'clock P.M.

Doris Poulsen, Secretary

BY THE EXECUTIVE

APPROVED:



Georgia Madedon, acting
County Executive
Date 6/24/88

BY THE COUNCIL

This Bill, (No. 88-21), having been approved by the Executive
and returned to the Council, becomes law on June 24, 1988.

Doris Poulsen, Secretary
by

EFFECTIVE DATE: June 24, 1988

88-21